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1 Ross
2 UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF PENNSYLVANIA
3 -----x
3

4 FREE SPEECH COALITION, INC. et
4 al.,

5
5 Plaintiffs,

6 v. No. 09-4607

7 THE HONORABLE ERIC H. HOLDER,

8 Defendant.
9
9 -----x

10
10 March 15, 2013
11 9:00 a.m.
12
13

14 Deposition of CARLIN ROSS, taken by
15 Defendant, at the United States Attorney's
16 office, One St. Andrew's Plaza, New York, New
17 York, before Samuel G. Mauro, Jr., a Registered
18 Merit Reporter and Notary Public of the State of
19 New York.
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25

1 Ross
2 permutations, and most of it is focused on
3 genital and genital issues and orgasm for women.
4 Q. Any search terms related to "young"?
5 A. No.
6 Q. Or "teen"?
7 A. We don't get any "barely legal," no.
8 Q. How would you described division of
9 work in this Bad Media company between you and
10 Betty Dodson?
11 A. Betty is the brand. Betty has a very
12 authentic kind of unspoiled brand. She answers
13 the sex questions. We get about 20 to 30 sex
14 questions from the web a day, and she answers
15 those. Then I would say I'm kind of the
16 one-woman show behind that.
17 Q. Do you consider Betty Dodson an expert
18 in sexuality?
19 A. Yes.
20 Q. Do you consider her an expert in
21 genitals?
22 A. Yes.
23 Q. Does Betty Dodson manage the
24 day-to-day operations of the company?
25 A. To a certain degree because I include

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2 of sexually explicit material that you produce.
3 How would you describe that sexually explicit
4 material?

5 A. Well, we are a sex-positive feminist
6 brand. Our big focus is on women better
7 understanding their bodies and how to stimulate
8 their bodies and appreciate their bodies. So I
9 mean I would describe it as kind of, it's
10 feminist sex education. I wouldn't use the word
11 pornography because for me there is a
12 difference, because it is not -- it is the
13 intent. I guess it is an educational intent.

14 Q. Would it be fair to characterize what
15 you are saying as masturbation?

16 A. Yes. That is a big thing of ours,
17 yes.

18 Q. Would it be fair to describe it as
19 candid display of the genitals?

20 A. Well, display, but I mean -- candid,
21 yes, I guess, yes.

22 Q. Do you produce content depicting
23 sexual intercourse?

24 A. We did one series, yes, where we
25 depicted sexual intercourse.

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2 Q. The videos are mostly about
3 masturbation, correct?

4 A. Correct.

5 Q. And display of the genitals?

6 A. Yes.

7 Q. Would you say 99 percent of the videos
8 are about masturbation?

9 A. Yes.

10 Q. So what sexually explicit videos has
11 your company produced since 2005?

12 A. It think The Orgasm Doctor, then a
13 Manual Skills series, our Sex Positions with Sex
14 Toys series. I think that's in 2005. I think
15 that's it.

16 Q. So you mentioned the Orgasm Doctor?

17 A. Yes.

18 Q. You mentioned the Manual Skills
19 series?

20 A. Yes.

21 Q. Then you mentioned another one? A
22 third one?

23 A. Sex Positions with Sex Toys.

24 Q. Sex Positions with Sex Toys, what year
25 was it produced?

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2 don't understand.

3 A. Well, in porn it's always about
4 someone new, a fresh face. Not necessarily.
5 Like women have been in multiple productions.

6 Q. Have you watched a lot of porn would
7 you say?

8 MS. BAUMGARDNER: Objection.

9 Q. Would you say that you have watched
10 several porn movies?

11 A. Of course, it's the Internet age.

12 Q. You notice this trend --

13 A. Yes.

14 Q. -- of new people all the time,
15 correct?

16 A. Correct.

17 Q. Do you notice a trend for young people
18 in mainstream porn?

19 A. You know, I don't know. I think now
20 with online porn everything is very niche.
21 Everything is kind of there. I mean, maybe you
22 could make the argument for studio, you know,
23 the big studios, but I don't know -- the most
24 searched sex term in the United States is
25 "MILF", so I think people kind of want to see

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2 older women.

3 Q. How do you know this?

4 A. There was an article in the Daily Mail
5 that was fascinating. It took by country what
6 is the most popular sex keyword. Australia was
7 "gay men," we were MILF, and then -- what was
8 the UK? I forgot. Anyway --

9 Q. Do you know the second most used?

10 A. No. They just did the top.

11 Q. Do you know if "teen porn" is one of
12 the most searched?

13 A. I don't know.

14 Q. You don't know. Have you seen young
15 people in the porn you have seen?

16 A. I mean --

17 Q. Let's say people that resemble 20
18 years old?

19 A. 20? Sure.

20 Q. It is not uncommon to find people that
21 are 20 years old or resemble 20 years old in
22 porn videos, right?

23 A. I guess. I mean, I don't know.

24 Q. In the videos that you have seen?

25 A. Yeah.

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2 A. Correct.

3 Q. But you still post those pictures up,
4 correct?

5 A. Correct.

6 Q. How do you know that there's no minor
7 that is depicted there?

8 A. Well, we asked them to send in a sex
9 essay about their sex life and their sexual
10 development.

11 So they are writing about being
12 married and having children and pregnancy and
13 sex postpregnancy, and, you know, some of them
14 have graying pubic hair. I am not an expert in
15 looking at someone's genitals, I know, and
16 saying what the age is, but there are times I
17 think there are clearly of majority.

18 Q. There are sometimes that it's
19 difficult to tell?

20 A. Yes. Over the years Betty has had
21 people send in things that she didn't put up.

22 Q. So you rely on their essays to
23 determine their age and insure -- do you try to
24 insure that there are no minors in this --

25 A. Our website is about women. We're

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2 have your answers.

3 A. Yes.

4 Q. You said, "We are unable to provide
5 data for many images produced throughout the
6 years," correct?

7 A. Yes.

8 Q. Why do you say you are unable to
9 provide data for many images throughout the
10 years?

11 A. I believe that is the Genital Art
12 Gallery. At that time it wasn't a legal
13 requirement to request someone's ID so we just
14 didn't collect it.

15 Q. Do you believe that the images in the
16 Genital Art Gallery fall under the statute?

17 A. No, I don't.

18 Q. You don't believe so?

19 A. No.

20 Q. Why don't you believe so?

21 A. Because as a now sex educator I can
22 tell you we've traveled the world, from Cuba to
23 Scandinavia, and the number-one issue people
24 have that keeps them from having good sex, which
25 is about intimacy and relationships, is genital

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2 shame.

3 And I don't want to censor porn, but
4 the majority of vulvas in pornography have been
5 surgically enhanced. They clip the inner lips,
6 they bleach the vagina, they bleach the asshole.
7 So it is to maybe look like a little girl. I
8 don't know what their intent is.

9 People look at those images, and if
10 they don't see something that looks like them
11 they think they are deformed.

12 The same thing for men. They are
13 choosing men that are very large, most of them
14 are circumcised. So we have a lot of people
15 writing in saying, I can't have sex with someone
16 because I think there's something wrong with me,
17 which is why Betty started the Genital Art
18 Gallery, so you can see a real image of a real
19 person, which is why anonymity is important,
20 because real people with day jobs and wives and
21 husbands and kids don't want their license
22 floating around and someone can find out that
23 they've done something like that.

24 Q. You said in your answer right now that
25 in mainstream porn women sometimes undergo

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2
3 CERTIFICATE

4 STATE OF NEW YORK)
5 : ss
6 COUNTY OF NEW YORK)

7 I, Samuel Mauro, Jr., a Registered
8 Merit Reporter and Notary Public within and for
9 the State of New York, do hereby certify:

10 That CARLIN ROSS, the witness whose
11 deposition is hereinbefore set forth, was duly
12 sworn by me and that such deposition is a true
13 record of the testimony given by such witness.

14 I further certify that I am not
15 related to any of the parties to this action by
16 blood or marriage and that I am in no way
17 interested in the outcome of this matter.

18 In witness whereof, I have hereunto
19 set my hand this _____ day of
20 _____ 2____.

21
22
23
24 _____
25 SAMUEL G. MAURO, RMR